

HAMILTON COUNTY BOARD OF COMMISSIONERS
FEBRUARY 13, 2006

The Hamilton County Board of Commissioners met on Monday, February 13, 2006 in the Commissioners Courtroom in the Hamilton County Government and Judicial Center, One Hamilton County Square, Noblesville, Indiana. The Commissioners met in Executive Session in Conference Room 1A at 1:00 p.m. President Holt called the public meeting to order at 1:58 p.m. and declared a quorum present of Commissioner Christine Altman and Commissioner Steven A. Holt. Commissioner Steven C. Dillinger was absent.

Approval of Minutes

Altman motioned to approve the minutes of January 23, 2006. Holt seconded. Motion carried unanimously. Altman motioned to approve the minutes of January 27, 2006. Holt seconded. Motion carried unanimously.

Executive Session Memoranda

Altman motioned to approve the Executive Session Memoranda of January 23, 2006, January 27, 2006 and February 13, 2006. Holt seconded. Motion carried unanimously.

Plat Approval

Penn View Heights

Mr. Mike McBride recommended approval of the plat for Penn View Heights. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Bid Openings [2:01:00]

Sheriff Vehicles

Mr. Mike Howard opened the bids for 11 Sheriff vehicles. HC Bid Form 06/03 and Bid Bond were included unless otherwise specified. 1) Hare Chevrolet Chevy Impala - \$19,999.95 each/\$219,999.45 total. 2) Tom Wood Ford Crown Victoria (9 vehicles) - \$20,585 each/\$185,265 total. 3) Don Hinds Ford 2006 Ford Police Interceptor (9 or more) - \$19,983 each. 2-tone - \$20,361 each. 4) Dan Young Tipton Impala Police package (9 vehicles) - solid paint - \$18,227.33 each/\$164,045.97 total. 2-tone - \$19,727.33 each/\$177,545.97. Howard recommended the bids be forwarded to the Sheriff's Department for review and recommendation later today. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Highway Vehicles

Tandem Axle Dump Truck

Mr. Mike Howard opened the bids for the highway vehicles. Form 95 and Bid Bond were included unless otherwise specified. Tandem Axle Dump Truck - 1) Truck City, Gary - \$152,203. 2) Stoops Freightliner - \$146,500. 3) Brickyard International Trucks - \$147,959 with Deeds equipment; \$156,063 with Jones equipment. 4) Wabash Ford Sterling - \$148,705 - did not indicate if it is Tri-axle or Tandem. 5) Wabash Ford Sterling - \$147,455 - does not indicate if it is Tri-axle or Tandem.

Tri-Axle Dump Truck

Howard opened the bids for the Tri-Axle Dump Truck. Form 95 and Bid Bond were included unless otherwise specified. 1) Stoops Freightliner - \$144,919. 2) Truck City, Gary - \$150,836. Brickyard International Trucks - \$146,321/Deeds; \$154,138/Jones. Howard recommended the bids be forwarded to the highway department for review and recommendation at the next meeting. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Request for Proposals

2006 Digital Orthophotography

Howard stated Requests for Proposals (RFP) for the 2006 Digital Orthophotography were received from: Ken LandAir Mapping, Inc., Sidwell, DeLORME Mapping, Woolpert, Inc., Kucera International, Inc., and EarthData. Howard recommended the RFP's be referred to Mr. Larry Stout, GIS Department, for review and recommendation at the next meeting.

Bid Award

Annual Highway Bids

Mr. Brad Davis recommended the annual highway bids be awarded as follows: Category #1, Aggregates/Stone Aggregate - Irving Materials; Gravel Aggregates - US Aggregates. Category #2, Bituminous Mixes - Shelly & Sands for western part of county, west of SR 19 and south of SR 32 west of White River and E&B Paving for the remained of the county. Category #3, Liquid Asphalts, Plant Pick-up - Asphalt Materials; Job Site Delivery - Marathon Ashland. Category #4 - Pipe & Drainage Structures, Corrugated Metal Pipe - St. Regis Culvert; Corrugated Metal Pipe Arch - CPI Supply. Category #5 - Pre-engineered Timber Bridges & Components - American Timber Bridge & Culvert. Category #6, Gasoline & Fuel - Hamilton County Co-op. Category #7, Treated Salt - Cargill. Category #8, Pavement Traffic Markings - 8a, Painted Markings, 8b, Thermal Plastic Markings, 8c Hydroability Pre-Form Markings, 8f Epoxy Painted Markings, 8g, Raised Pavement Markers - T&R Traffic Services, Inc. for Polyester Paint Markings and Road Survey - Interstate Road Management, Inc. Category #9, Weed & Brush Control - Townsend Tree Service. Category #10, Tree & Stump Removal - Asplundh Tree Company. Altman motioned to approve. Holt seconded. Holt asked if the aggregate bids has been historically awarded based on the proximity to the point of pick-up? Davis stated not aggregates. Holt asked if we have accepted all bids and then if the trucking exceeded the difference in costs then you would have the flexibility to go to another supplier? Davis stated he does not believe we have done that with aggregates, we have done that with bituminous mixes. Altman stated it would make sense to do it with aggregates. Davis stated he can review that category again. Altman motioned to amend her motion to include acceptance of all bids for aggregates with a determination of lowest price at the point of delivery and pick-up. Holt seconded. Holt asked if there was a point in time we accepted all salt bids? Kathy Howard stated yes, but now we get treated salt, which does not create the issue of supply. Motion carried unanimously.

Request for Variance

Sheridan Wesleyan Church

Rev. Stephen Martin, Sheridan Wesleyan Church, 305 E. Third Street, Sheridan, Indiana - stated the Hamilton County Highway Department has notified the church, after the bond was paid for a driveway permit, that the county would like a right turn lane and passing blister. They are requesting a variance because the church is on a long stretch of county road that has only four houses on the road. This seems to be too much for this setting. The second request is regarding the driveway specifications of 1" surface, 3" binder and 9" stone, how far back from the road is that required? The church's driveway is 60' wide that is fanned, 12' grass median with a lane for entrance and a lane for exit. The visibility is extremely good at this location. Mr. Joel Thurman stated the county typically requires that asphalt depth throughout the limits of the right of way. Whatever right of way is there or required we would expect that depth. Rev. Martin asked about the requirement of the passing lane and passing blister. Thurman stated any time we have a commercial drive permit, a lot of the projects will be caught during the TAC process. This project was not caught during that process, so this is the first the highway department was aware of the commercial drive. Once we looked in

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to this request, some of the items can be negotiated. Altman asked if they dedicate the right of way we could put a condition of the permit that at a specific traffic count they install the passing lane & blister. Thurman stated we can discuss that. Altman motioned to table. Holt asked if the highway department could meet with the church representatives to try to resolve the issue today? Mike McBride met with them in the conference room.

Shelborne Road Speed Limit

Mr. Mike Shaver, representing HuntersField Homeowners Association, thanked the Commissioners for the Stop Signs installed at Deepwood Trail and Steeplechase Drive. Shaver stated the issue today is that the homeowners oppose the proposed increase of the speed limit on Shelborne Road between 96th Street and 106th Street. This makes a bad situation worse. The neighbors have been complaining about the speed limit for a long period of time. This section of Shelborne Road is the most intensely developed of the Shelborne Road corridor. The homes in our subdivision set closer to the roadway than the more rural developments north of 106th Street. School buses cross Shelborne Road at Inverness between Ashbrook and Shelborne Green. If the speed limit is increased the safety of the school buses is placed in additional jeopardy. A Stop Sign could be installed at Inverness to help with the school buses. The other issue is commuter traffic, getting on to Shelborne Road during rush hour is a risky situation. In this area, because it is developed to subdivision standards with no ditches which act as a safety mechanism for people walking along Shelborne if a car leaves the road. Shelborne is lined with sidewalks, which carry walkers and joggers at all times. The corridor is posted at both ends at 106th Street and 96th Street as “No Trucks over 5,000 lbs” but truck traffic along the corridor is common. Raising the speed limit for trucks is an issue. A larger problem is the development patterns and resulting traffic patterns north of 106th Street have increased the traffic load going south. Shaver asked if it is possible for them to meet with someone at the highway department to understand what the county’s motivations are for decisions made for Shelborne Road. The City of Carmel is recommending another leg come off onto Shelborne road from the Duke development on Michigan Road and the recommendation has been given to the county for a decision. They would like to know the future proposals for Shelborne Road.

Thurman addressed the weight limit issue - the weight limit sign was installed between 1988 and 1992. No information could be found as to why it was requested or the path. Typically weight limits for county roads are put up as a condition of a structure that is deficient on that section of roadway. Typically the county does not put up weight limit signs to deter a certain type of traffic. Looking at when the sign was placed, the condition of the road at the time the sign was placed and the improvements that have been done since that time, it is the highway department’s recommendation that the weight limit sign be removed from each end for this section of Shelborne Road. Thurman stated regarding the speed limits, the highway department’s study was done January 12, 2006 with counters placed between 96th Street and 106th Street. The speed limits recommended by the highway department are based on the 85th percentile of that traffic study. The southern counter experience 6,618 vehicles within 24 hours. The 85th percentile speed was 49 mph. The southern counter added 10 percentile speed of 36 mph. The northern counter registered 5,743 vehicles in 24 hours with a 85th percentile speed of 50.4 mph with a 10 percentile speed of 38.8 mph. The existing road speed limit is posted at 35 mph, with less than 10% of the vehicles traveling over 35 mph. It is the highway department’s recommendation that the speed limit be adjusted to 45 mph for this section of roadway. Altman stated looking at the map she does not feel comfortable that this section of road should be 45 mph. Just because we have people speeding, civil disobedience should not be dictating the speed in an area like this. Thurman stated the road is in fairly good shape. Holt stated he shares Altman’s concern. Altman motioned to remove the weight restriction and decline the recommendation on the speed limit. Holt seconded. Mr. Bob Evans stated his backyard is Shelborne. He is concerned about removing the weight limit sign. There are chunks of black top out of the road by Inverness. Evans asked for that road to be check. Evans thanked the commissioners for maintaining the 35 mph speed limit. Evans stated in 2004 a federal highway administration publication on pedestrian safety which cited a study that a pedestrian hit by a car going 40 mph had an 85% chance of being killed. A person hit by a car going 30 mph had a 45% chance of dying and a pedestrian hit by a car traveling 20 mph had a 5% chance of dying. Motion carried unanimously. Thurman suggested Mr. Shaver contact Mike McBride or himself regarding the Thoroughfare Plan and the Duke project.

Sheridan Wesleyan Church

McBride stated the county typically requires the specifications for the Sheridan Wesleyan Church for commercial driveways. McBride stated he supports relaxing that requirement on this project for the turn lanes and passing blister. We still want the right of way and depth on the approach. Altman motioned to grant the variance for the turn lane and blister for this project. Holt seconded. Motion carried unanimously.

Highway Business [2:48:05]

Acceptance of Bonds/Letters of Credit - Highway Department

Thurman requested acceptance of Bonds and Letters of Credit for the highway department. 1) HCHD #B-96-0033 - Ohio Casualty Group Continuation Certificate for Bond No. 3-401-286 on behalf of Gravelie Excavating, Inc. to now expire March 29, 2007. 2) HCHD #B-01-0004 - Ohio Farmers Insurance Company Continuation Certificate of Bond No. 5883549 issued on behalf of JDH Contracting, Inc. to now expire January 29, 2007. 3) HCHD #B-04-0010 - State Auto Insurance Continuation Certificate issued on behalf of Strubble Excavating, Inc. to now expire February 11, 2007. 4) HCHD #B-06-0001 - Liberty Mutual Insurance Company Permit Bond No. 354-019-884 issued on behalf of Fredericks, Inc. in the sum of \$5,000 to expire January 6, 2007. 5) HCHD #B-06-0002 - Travelers Casualty and Surety Company Maintenance Bond No. 104644847 issued on behalf of E&B Paving, Inc. in the sum of \$24,279.75 for Reserve at Geist Section II - stone, asphalt binder, asphalt surface and curbs to expire December 14, 2008. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit - Highway Department

Thurman requested release of Bonds and Letters of Credit for the highway department. 1) HCHD #B-04-0042 - Bond Safeguard Performance and Payment Bonds No. 5008144 issued on behalf of Infrastructure Contractors, Inc. for replacement of a water main. 2) HCHD #B-04-0060 - Merchants Bonding Company Bond No. INC 2228 issued on behalf of REI Real Estate Services for storm sewer and erosion control of Goddard School. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Agreements/Supplements

Commerce Drive/Augusta Drive Extension Supplement #4

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Thurman requested approval of Supplemental Agreement No. 4. HCHD #E-04-0014, with The Corradino Group for Commerce Drive/Augusta Drive Extension and 96th Street Improvements. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Bridge #262, Fall Creek Road over Geist Reservoir

Thurman requested approval of Supplement No. 2, HCHD #E-03-0011, with United Consulting Engineers & Architects for INDOT Project No. BRO-9929(028); DES No. 9786720 Hamilton County Bridge No. 262 carrying Fall Creek Road over Geist Reservoir. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Subdivision Inspection Agreements

Little Farms Addition

Thurman requested approval of Subdivision Agreement, HCHD #A-06-0001, for inspection services for Little Farms Addition. Agreement is between the county and R.G. Thomas Consulting (owner). Altman motioned to approve. Holt seconded. Motion carried unanimously. Thurman requested approval of Subdivision Inspection Agreement for Little Farms Addition between the county and Crawford, Murphy & Tilly, Inc. (engineer). Altman motioned to approve. Holt seconded. Motion carried unanimously.

Concurrence with Traffic Study Correspondence

Thurman requested approval of the list of correspondence concerning investigations of requests for signage on Hamilton County Roads. Andy Brown - drainage at 15044 Cyntheanne Road in Wayne Township; Liz Mattingly - four-way stop at 146th Street and Shelborne Road, 166th Street and Eagle Creek Avenue and 166th Street and Towne Road in Washington Township. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Correspondence [2:56:12]

146th Street Project - Parcel 7

Thurman requested approval of correspondence to Spartz Farms, LLC regarding the settlement agreement to allow the owner, or their successors, having the option of moving the driveway currently planned for construction at 470' east of the intersection of Promise Road and 146th Street. Altman motioned to approve. Holt seconded. Motion carried unanimously.

96th Street and Springmill Road Project

Thurman requested permission to work with the City of Carmel on an intersection improvement project at 96th Street and Springmill Road. An interlocal agreement will be forthcoming. The agreement will allow Carmel to oversee the development and construction of that project. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Major Moves Support Resolution

Altman stated with the privatization of the toll road in northern Indiana and the potential extension of I-69 south and given the economic benefit, jobs created and the benefit to our communities with the acceleration of the US 31 project all through the corridor and the improvements on I-69 that are stalled due to lack of funding, Altman motioned to support the Major Moves, as proposed by the Governor, and encourage our legislators to carry through and do what they need to do to get it passed. Holt seconded. Motion carried unanimously. Howard will prepare a resolution.

Announcements [2:59:23]

Highway Meeting

Mr. Brad Davis reminded the Commissioners of their scheduled monthly meeting with highway staff on Friday, February 24, 2006 at 7:30 a.m.

Holt called a break in the meeting. [2:59:37]

Holt called the meeting back to order. [3:13:45]

For The Record Software - Assessor

Ms. BJ Casali requested approval to purchase "For The Record" (FTR) Software to record PTABOA meetings for the Hamilton County Assessor. They are currently being recorded on cassette tape. FTR would allow the meetings to be recorded on CD. This is the same system used in this courtroom, the conference room and the courts. The cost of the system is \$10,075. 2-years of maintenance with the 3rd year free is approximately \$2,000. Casali stated this will be located in the Jury Room in the historic courtroom. Altman asked if there is recording equipment in the courtroom? Casali stated there is a cassette recording system in the courtroom. Altman asked if we would be better served to install it in the courtroom, which then we could use the room for hearings. Ms. Debbie Folkerts stated this system could be used in the courtroom. Howard asked if there is additional costs if it is installed in the courtroom? Casali stated these costs are for everything you need for the FTR equipment. There may be some microphone needs that will have to be met. Holt asked if it is portable? Casali stated no. Holt asked if they have looked at the system that is in Superior 2A? Casali stated she believes it is FTR. Holt stated we are looking at adding another court and there may be an extra system that may not work in the build out. He does not know what the count is on the systems. Holt motioned to table for one meeting to let the Court Administrator look at what is in the courtroom and if it is going to be surplus and will it meet the Assessor's needs. Altman seconded. Altman wants to look at what is in the historic courtroom. Casali stated the issue of waiting until it is surplus from Superior 2A would not be in a timely fashion. Holt asked Mr. Schierholz to work with the Assessor on this issue. Consensus was given that whatever system is acquired it will be placed in the historic courtroom.

Potter's Bridge Estates NPDES Permit Application [3:22:12]

Mr. Paul Vondersaar stated he is developing Potter's Bridge Estates at 206th Street and Cumberland Road. They are looking at a small package treatment plant instead of a community or individual septic systems. The Health Department is in support of this plant. The IDEM permit requires approval by the Commissioners. Howard stated part of the plat approval requires the plant would be common property and the property owners association would be required to maintain it. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Bid Awards [3:24:01]

Juvenile Services Center Furniture and Technology

Mr. John Barbee stated on February 1, 2006 bids were received for the loose furniture and technology for the Juvenile Services Center. Loose Furniture & Equipment - bids were received from: 1) RJE Business Interiors - \$308,107.94. 2) Indianapolis Office Interiors - \$546,412. 3) Continental - \$564,620. Technology - 1) Lear & Associates (late bid) - \$67,800. 2) CPI Communication Products - \$139,317. 3) C-CAT - \$135550. 4) Matrix Integration - \$128,758. 5) Clawson Communications - \$152,663.50. Barbee recommended the bid for furniture be

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awarded to Indianapolis Office Works and the technology bid be awarded to Matrix Integration as the apparent low bidders. Lear & Associates was disqualified due to the bid arriving late and they did not submit all of the required bid documents. Altman motioned to approve the recommendations for furniture and technology. Holt seconded. Barbee stated the furniture assembly off site is an option they are recommending. Motion carried unanimously.

Change Order - Juvenile Service Center

Barbee requested approval of a Change Order for James Babcock, Inc. for the Juvenile Services Center project. This will install lighting and receptacles in the interspatial spaces throughout the building. This is where the pipe chases and ducts run and lights need to be installed so they can be serviced. Cost of the changer order is \$17,700. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Superior Court #6

Barbee stated at the last meeting Envoy requested permission to receive fee proposals from American Consulting, Inc. for design services relating to Superior Court #6. One proposal is for complete design and construction administration services - \$72,400. The second proposal is for construction documents and through bidding and permitting phases - \$55,570. Both proposals are plus reimbursable expenses. Envoy recommends the second proposal of \$55,570. An allowance would be built in the final budget in case an issue would come up during construction. Altman asked if Buildings & Grounds would be the construction manager? Barbee stated yes. Altman motioned to accept the proposal dated February 8, 2006. Holt seconded. Motion carried unanimously.

Barbee asked where does the funding come from? Holt stated it will have to be subject to appropriation. Altman stated it will have to be the April Council meeting. Altman asked the Auditor to look in the Commissioner's budget for line items to transfer.

Animal Shelter [3:29:55]

Barbee stated bids were received February 1, 2006 for construction of the Hamilton County Animal Shelter. Base Bids received:

Bid Package #1 - Sitework

Fleetwood Contracting Corporation	\$295,320
Hygrade Excavating	\$287,465
3D Company, Inc.	\$279,000
Gibraltar Construction Corporation	\$248,000 - Award
Crider & Crider	\$320,000
J.C. Ripberger Construction Corporation	\$365,000

Bid Package #2 - General Trades

Gibraltar Construction Corporation	\$674,000
Eden Enterprise (late bid)	\$633,000
W.R. Dunkin & Sons	\$694,000
3D Company, Inc.	\$739,000
J.C. Ripberger Construction Corporation	\$710,000
Fredericks General Construction & Roofing	\$669,620
Myers Construction Management	\$631,000 - Award
Allscape, Inc.	\$8,623

Bid Package #3 - Masonry Work

Fredericks General Construction & Roofing	\$225,912
Kingery & Sons Construction, Inc.	\$294,700
Complete Masonry Services, Inc.	\$294,700
Ziolkowski Construction Inc.	\$252,000
Purdy Masonry, Inc.	\$226,000
Batts Construction, Inc.	\$204,700 - Award
Holland Masonry, Inc.	\$262,500
Hagerman Construction Corporation	\$227,500

Bid Package #4 - Drywall & Acoustical Work

Performance Construction, Inc.	\$115,000
Commercial Int., Inc.	\$99,930
Rosema Construction, Inc.	\$96,490
General Interiors, Inc.	\$110,135
Indy Walls & Ceilings Company, Inc.	\$108,275
Service Drywall Company, Inc.	\$89,500
Berline Construction	\$76,600 - Award

Bid Package #5 - Flooring Work

Certified Floor Covering Services, Inc.	\$16,117
Blakleys	\$13,630 - Award
Chance Brothers	\$15,390
E.F. Marburger & Son, Inc.	\$16,200

Bid Package #6 - Painting Work

Applied Coatings, Inc.	\$46,886
TAG Coatings Corporation	\$52,200

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Bill Lawrence Company, Inc.	\$33,700
Ashton, Inc.	\$32,500 - Award
Diversified Paint Company	\$40,590

Bid Package #7 - Plumbing Work

P.I.P.E. Inc.	\$126,500 - Award
J.E. Mechanical Inc.	\$127,000
Real Mechanical, Inc.	\$163,000
Lehman's Mechanical Contractors	No Bid

Bid Package #8 - Mechanical Work

Real Mechanical, Inc.	\$141,000
Lehman's Mechanical Contractors	\$136,126
Commercial Air, Inc.	\$146,000
Comfort Systems/Accu-Temp, LLC	\$144,600
JE Mechanical	\$121,100 - Award

Bid Package #9 - Electrical Work

Keith Electric, Inc.	\$287,400
James Babcock, Inc.	\$207,400
Gaylor Electric	\$177,700 - Award
JE Mechanical, Inc.	\$182,706

Bid Package #10 - Pre-Engineered Pole Barn Building (HHW)

Crider & Crider	\$285,000
Myers Construction	\$284,000

Barbee stated the proposed budget for hard construction costs is \$1,916,892 with soft costs of \$4,70,678 for a base bid of \$2,387,570. Recommended Alternates: Solid surface countertops - \$6,200; pen enclosures - \$4,200 - Envoy would like to order a pen to look at it. Holt asked if the decision on the pens could be left open so the building users could look at them? Barbee stated yes. Metal roofing/siding - \$80,083; epoxy floor coverings - \$42,495; InVensys Temp. Control Systems - \$7,258; SEMCO Interface Card - \$950; Sally Port pen enclosures - no charge; loose equipment allowance - \$22,000; technology & phone allowance - \$12,000. Funds currently allocated are \$2,387,570. Funds available from the bond sale - \$2,455,143 which leave a surplus of \$67,573. Interest earned to date - \$106,470. Altman asked how long is the bid hold on the alternates? Barbee stated 120 days. Altman stated we could select the contractor and hold on the alternates? Barbee stated it would be difficult for packages #3, #4 & #10. Holt motioned to approve Alternate #2, #4, #10, #11, #11b, #14, loose equipment, technology & phone and take the modular enclosures under advisement until the next commissioner's meeting. Altman stated the problem is we don't have enough appropriation to cover those alternates. Howard stated we could instruct Envoy to hold the notice to proceed on those items that need funding. Howard asked if there is a way to use the contingency? Altman stated between the contingency and difference amount we can do most of the alternates, but can't do the loose equipment and other items. Holt amended the motion to include subject to funding. Altman seconded. Motion carried unanimously.

Holt asked if any action was needed from the Solid Waste Board on the alternates? Barbee stated there will be action needed on a couple of alternates which can be taken care of at their February 27th meeting.

County RFP Process [3:43:53]

Mr. Brian Mayfield, Vice President of Pinnacle Mapping Technologies, stated they have concerns about the RFP process, especially the 2006 Digital Orthophotography proposals received today. Mayfield stated in addition to his e-mail letter sent earlier to the Commissioners, there has been another substantial award with this specific camera technology, which was the State of Ohio to use this camera for their statewide projects. There are only 12 of these sensors in North America and there are substantial commitments for statewide projects throughout the United States. This substantially reduces the amount of resources that are available for the county's project. As you go forward in this continuing process of getting new ortho's one year and then the following year entering into a mapping update agreement for topographic and geometric data the technology chosen will further reduce the amount of competition on that separate contract. That specific technology is not usable for every photometric company in the United States. It limits the competition to a handful of firms that have that specific technology. If you look at one of the selection criteria on regional proximity to the county. According to Mayfield's data there are only two sensors within a couple of hundred miles from Hamilton County. Both of these sensors have commitments in other states projects. The county will be competing with photographic resources on other larger projects. Mayfield stated the fact that the RFP stated it is recognized that there advantages for the county to select a contractor within a reasonable regional proximity. The location of the office where the work will be performed is more important than the main office and branch offices. Mayfield stated the county received six proposals for this project. If you analyze those six companies, one of the six does not own the specific digital sensors, so he would assume they would not qualify. Three of the five do not fit within the regional proximity category, meaning the production office is on the east coast or some other location. This leaves two companies, one of the other criteria was the company has to be ISO Certified. Out of the two left only one in the region meets the specific criteria and that is the incumbent in this project. There are a lot of reasons why he feels this was an anti-competitive bid and an attempt to select the incumbent from the last project. Altman stated the regional proximity is just a factor, it is not an eliminating factor. Mayfield stated he understood that.

Mr. Larry Stout assured the commissioners that it was not their intention or the result of the RFP to be exclusionary. We have had a good relationship with Woolpert that extends before he was employed by the county. We did receive five proposals, one of which was a letter declining to submit. All five of these companies have the equipment we asked for. Altman stated the issue on the equipment used is a quality issue? Stout stated yes, we believe it delivers a better product. Mayfield stated that specific quality issue is governed from a sample of one. Stout was involved in the Indiana Statewide selection process where they evaluated both of the mainstream digital technologies. Mayfield agreed with Stout's assessment that the DMC sample submitted for that process was less quality than the ADS 40, which was ultimately chosen. He would hardly consider a sample of one to be indicative of the quality of the overall sensor and the ability to perform this work on this project. Restricting that sensor is a big reason why this could

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be something anti-competitive. The other sensor is a fine and superior sensor. Altman stated we did receive five responses which does not indicate to her an anti-competitive effect. Mayfield stated his recommendation would be to reject the bids, give yourself time to examine all of the technologies to give a full examination of what is right for Hamilton County, combine that with the mapping RFP. If you choose to review the bids received he would offer his time and technical expertise to help the county review this at no additional costs to make sure you provide the constituents with the best value for Hamilton County, rather than who you are most familiar with. Holt stated he does not know that it would be positive to the process to ask Mayfield to evaluate those companies that did respond. The county declined Mr. Mayfield's offer.

Cleaning Services Contract [3:54:26]

Holt stated Mr. Scott Warner has been discussing contracts, bidding and commissioner signatures, etc., with Mr. Holt. Until there is resolution he thought it appropriate for Warner to bring the contracts to the commissioners for approval. Warner requested approval to authorize a contract with Plymate to take care of the laundry services for Buildings and Grounds. This contract is strictly for cleaning mops and towels. The laundering of the shirts and smocks has been withdrawn from the contract. We have attempted to launder the mops and towels in-house but that has not worked out very well. This contract will provide a higher quality material and cleaning in a proper manner. Holt asked to table this because of a conflict of interest.

Commissioner Committee Reports [3:56:24]

Grant Applications Ratification of Signature

Holt stated due to application deadlines he has signed grant applications for the Prosecutor and Prevail. Altman motioned to ratify Holt's signature on the grants. Holt seconded. Motion carried unanimously.

Hamilton North Library Board Appointment

Altman motioned to appoint Emily Holt to replace Penny Patterson on the Hamilton North Library Board. Holt seconded. Motion carried unanimously.

UASI Grant

Altman stated they have been very busy putting together the grant application for the 2006 UASI and Homeland Security grants. Doug Carter has put in enormous amounts of hours on this project. Altman stated she did execute a contract with Mr. Mack and he is working out very well. Altman will forward a copy of the agreement to EMA and the Auditor.

96th Street

Altman asked if the highway department has discussed Fisher's participation on the 96th Street project? Davis stated he is still working on the proposal for the Commissioner's review.

Attorney [3:58:38]

Resolution 1-23-06-1 Township Assistance Claim Appeals

Howard presented Resolution 1-23-06-01, regarding Township Assistance Claim Appeals for review. Holt stated he and Altman have met with the Township Trustees and the issue has been fixed. A resolution is not needed at this time.

Resolution 2-13-06-1, Hoosier Heritage Port Authority

Howard presented Resolution 2-13-06-1, A Resolution of the County of Hamilton Requesting County to Become a Member of the Hoosier Heritage Port Authority. Howard stated when the Port Authority was formed, they asked the county to contribute funding to join the Port Authority. The County Council has determined the county has never taken title to 1/3 of the right of way and there was no formal interlocal agreement with Noblesville and Fishers. This resolution instructs the county attorney to prepare the proper interlocal agreement to join the Port Authority and to request that Fishers and Noblesville convey 1/3 of their ½ interest to the county of the right of way in the Port Authority. Altman asked if the questions on the first draft of the resolution have been addressed? Howard stated the attorney for the County Council prepared this Resolution, with Howard adding additional clarification. Altman motioned to approve Resolution 2-13-06-1. Holt seconded. Motion carried unanimously.

Ordinance 1-23-06-B, Establishing Voter Registration List Fees

Howard stated the County Council did approve a resolution approving the fees for copies of Voter Registration lists reduction to \$30.00. The copy statute says the County Council approves the fees but all other statutes say Commissioners approve Ordinances. Altman motioned to suspend the rules to act on Ordinance 1-23-06-B. Holt seconded. Motion carried unanimously. Altman motioned to approve Ordinance 1-23-06-B. Holt seconded. Motion carried unanimously.

Ordinance 2-13-06-A, Providing Payment of Certain Claims

Howard presented Ordinance 2-13-06-A, An Ordinance Amending Ordinance 8-27-01-A, Providing for Payment of Certain Claims by the Hamilton County Auditor without Prior Approval by the Board of Commissioners. Several years ago the General Assembly provide permission for the Auditor to pay certain claims without prior approval by the commissioners. Howard stated this amendment adds credit cards to the list of claims that are allowed to be paid prior to approval by the commissioners. The claim would be ratified during the subsequent claim process approval. Altman motioned to suspend the rules to adopt on same reading Ordinance 2-13-06-A. Holt seconded. Motion carried unanimously. Altman motioned to approve Ordinance 2-13-06-A. Holt seconded. Motion carried unanimously. Holt asked Altman if she would like to see an inventory of credit cards that the county is operating on? Altman stated there should not be any credit cards that have not been approved. Altman asked if this is reimbursement for individual credit cards? Mills stated no, it is for the Auditor's office credit card, which was approved by ordinance. Mills stated the ordinance is being amended for payment of the credit card because the credit company is charging late fees due to their payment posting schedule, even though the bills are being paid in a timely manner.

Liability Trust Claim

Howard requested approval of a Liability Trust Claim in the amount of \$8,208.00. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Sheriff [4:07:41]

Bid Award - Vehicles

Major Mark Bowen recommended the bids for Sheriff vehicles be awarded to Don Hinds Ford. Dan Young's bid, which was the apparent lowest bidder did not meet the bid specifications. Holt motioned to approve. Altman seconded. Motion carried unanimously.

FTR Recording Equipment - Assessor [4:10:51]

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Mr. Ollie Schierholz, Court Administrator, stated the FTR recording systems are in all of the current courtrooms and hearing rooms that are in use. We will need one for Commissioner's Room 3D, when it is built out, which is included in the build out budget. The Assessor concurs that it would be appropriate to put it in the historic courtroom. Altman motioned to approve the purchase and installation of the FTR package to be installed in the historic courtroom in the historic courthouse. Holt seconded. Motion carried unanimously.

Auditor [4:11:53]

AFLAC

Mills stated Ann Green from AFLAC will be available this week thru March to hold open enrollment for AFLAC. Altman motioned to approve the presence of AFLAC. Holt seconded. Motion carried

E911 Committee

Mills stated the E911 Committee has approved the hiring of four (4) Senior System Administrators (PAT-C) at \$40,686 for the New World Software. County Council will hear this request March 1, 2006. The other item approved by the Committee was the purchase of five (5) pagers for the Atlanta Fire Department in the amount of \$3,500. Altman stated there are several servers that will need to be serviced in Carmel and throughout the area. It has been the concurrence of everyone involved that we need the employees. Casali stated it is second and third shift work so the system can be monitored 24/7, 365 day a year. Two employees will work the weekends, Friday-Sunday in two 12 ½ hour shifts. The other two employees will work the second and third shifts Monday - Thursday. They will also be responsible for monitoring the fiber network. Holt asked if they will be busy all of the time? Casali stated they should be busy all of the time. Casali, Randy Ricketts and Jeremy Hunt will supervise these employees. Altman motioned to approve the 911 recommendation to submit to County Council with the provision that we continually monitor these additional staff members to assure the necessity of the same. Holt seconded. Motion carried unanimously.

Clerk Monthly Report

Mills requested acceptance of the Clerk of the Circuit Court Monthly Report dated December 31, 2005. Altman motioned to approve. Altman seconded. Motion carried unanimously.

Treasurer's Monthly Report

Mills requested approval of the Treasurer's's Monthly Report dated January 31, 2006. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit - Drainage Board

Mills requested approval of the Release of Bonds and Letters of Credit for the drainage board. 1) HCDB-2004-00017 - Lexon Insurance Company Subdivision Performance Bond No. 1003933 for Village of West Clay, Section 5003 erosion control - \$30,000. 2) HCDB-B01-012 - American Motorists Insurance Company Performance Bond No. 3SM004560 for Kingsborough, Section 4 monuments and markers - \$2,560. Altman motioned to approve. Holt seconded. Motion carried unanimously.

2005 Gross Wages

Mills requested the acceptance of the 2005 Gross Wages for Hamilton County Employees. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Payroll Claims

Mills requested approval of the Payroll Claims for the period of January 16-29, 2006 paid February 10, 2006. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Vendor Claims

Mills requested approval of Vendor Claims to be paid February 14, 2006. Altman motioned to approve. Holt seconded. Motion carried unanimously.

Employee Handbook Revisions Meeting

Mills requested the commissioners schedule a meeting to work on the Employee Handbook revisions. Holt asked Mills to contact Fred Swift to coordinate that meeting.

Shelborne Road

Davis stated during the meeting Mr. Evans mentioned the holes in the road at Iverness and Shelborne Road, these holes were patched last week.

Altman motioned to recess the meeting for Executive Session for discussion of the purchase of real estate pursuant to IC5-14-1.5-6.1(b)(2)(D). Holt seconded. Motion carried unanimously.

Commissioners Correspondence

Request to Use South Parking Lot for Noblesville's Farmer's Market - Jeff Zeckel

CDBG Notice of Removal of Grant Conditions:

Westfield Sidewalk Replacement Project

Small Structure Inventory Letters to Entities from Hamilton County Highway Department

INDOT Traffic Controls for SR 37

Notice of Public Hearings:

195 South 4th Street - Noblesville

Pleasant Street, East of SR 37 - Noblesville

DNR Replacement of Sanitary Sewer Lines for CDBG Grant

IDEM Notice of Sewer Permit Applications:

Archer Estates - Fishers

Arden Townhomes - Carmel

Crooked Stick/Burning Tree Lane Sanitary Sewer District - Carmel

Laurel Ridge - Carmel

Morse Shoppes - Noblesville

Noble West Medical Office Building - Noblesville

Promise Road Business Park - Fishers

River Road Lift Station & Sanitary/Greystone Apartments - Noblesville

South Avalon Estates, Section 6 - Fishers

IDEM Notice of Sewer Construction Permit Applications:

Crooked Stick/Burning Tree Lane - Carmel

Fidelity on Meridian - Carmel

Little Cool Creek Interceptor Extension - Carmel

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Little Farms Addition to Homeplace - Carmel
Thorpe Creek Interceptor Extension, Phase 2 - Fishers
Westfield Westside Wastewater Treatment - Westfield
IDEM Notice of Decision:
Industrial Dielectrics, Inc. - Noblesville
Certificate of Insurance:
Fredericks, Inc. for White River Township

Present
Christine Altman, Commissioner
Steven A. Holt, Commissioner
Robin M. Mills, Auditor
Kim Rauch, Administrative Assistant to Auditor
Michael A. Howard, Attorney
Darren Murphy, Attorney
Mark Bowen, Sheriff’s Department
Brad Davis, Highway Director
Virginia Hughes, Administrative Assistant to Highway Engineer
Amber Emery, Highway Public Service Representative
Dave Lucas, Highway Inspector
Robert Chadwell, Highway Inspector
Mike McBride, Highway Technical Engineer
Christopher Burt, Highway Staff Engineer
Tim Knapp, Highway Right-of-Way Specialist
Joel Thurman, Highway Project Engineer
Matt Knight, Highway Staff Engineer
Faraz Kahn, Highway Department
Kathy Howard, Highway Department
Bob Davis, Highway Superintendent
Michael Shaver, Speed Limit on Shelborne Road
Robert Evans, Speed Limit on Shelborne Road
Michelle Evans, Speed Limit on Shelborne Road
Scott Warner, Buildings & Grounds
Velda Boenitz, Animal Shelter
Tim Garner, Sheriff’s Bids
Ryan Horine, Sheriff’s Bids
Patti Smith, Beam, Longest and Neff
Larry Stout, ISSD
Joe Seig, ISSD
Dave Richter, United Consulting Engineers
Floyd Burroughs, FEBA
BJ Casali, ISSD
Rebecca Stevens, Humane Society
Tammy Sollenberger, Low Cost Spay Neuter Clinic
Debbie Folkerts, Assessor
Brian Mayfield, Digital Ortho RFP Process
Phil Worrall, Digital Ortho RFP Process
Jim Williams, General Interest
Debbie Driskell, General Interest
Paul Vondersaar, Potter’s Bridge Estates
Sharon Thomas, Citizen
Chris Sikich, Noblesville Ledger

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST

Robin M. Mills, Auditor